

**MINUTES OF LACHLAN SHIRE
ORDINARY COUNCIL MEETING
HELD AT THE CONDOBOLIN COUNCIL CHAMBERS
ON WEDNESDAY, 17 APRIL 2024 AT 2:00 PM**

PRESENT: Mayor Paul Phillips, Deputy Mayor John Medcalf, Cr Megan Mortimer, Cr Peter Harris, Cr Melissa Blewitt, Cr Melissa Rees, Cr Robyn Turner.

IN ATTENDANCE: Greg Tory (General Manager), Karen Pegler (Director - Corporate and Community Services), Adrian Milne (Director - Infrastructure Services), Patrick Ruettjes (Director - Environment and Planning) Cherise Small (Executive Assistant).

Meeting opened at 2:06pm.

1 WEBCASTING

The statement regarding webcasting was read out by the **Mayor**.

2 ACKNOWLEDGEMENT OF COUNTRY AND ELDERS

The Acknowledgement of Country and Elders was made by **Cr Megan Mortimer**.

3 APOLOGIES AND REQUESTS FOR LEAVE OF ABSENCE

RESOLUTION 2024/59

Moved: Cr Robyn Turner

Seconded: Cr Melissa Blewitt

That:

1. The request for Leave of Absence received from Cr Dennis Brady and Cr Judith Bartholomew be accepted.
2. Cr John Medcalf's request for Leave of Absence from the May Council Meeting be accepted.

CARRIED

4 CONFIRMATION OF MINUTES

RESOLUTION 2024/60

Moved: Cr Peter Harris
 Seconded: Cr Megan Mortimer

That:

The minutes of the Ordinary Meeting held on 20 March 2024 be confirmed.

CARRIED

RESOLUTION 2024/61

Moved: Deputy Mayor John Medcalf
 Seconded: Cr Peter Harris

That:

The minutes of the Extraordinary Meeting held on 3 April 2024 be confirmed.

CARRIED

5 MAYORAL MINUTE

5.1 MAYORAL MINUTE - MEETINGS AND FUNCTIONS

RESOLUTION 2024/62

Moved: Cr Robyn Turner
 Seconded: Cr Peter Harris

That:

1. The Mayoral Minute No. R24/95 be received and noted.
2. The Mayor reported that he did not attend the meeting on 15.04.2024.

CARRIED

6 PUBLIC FORUM

Nil.

7 DISCLOSURE OF INTEREST

Nil.

8 READ AND NOTE

RESOLUTION 2024/63

Moved: Cr Peter Harris

Seconded: Deputy Mayor John Medcalf

That:

The recommendations included in the business paper to receive and note, the following items be adopted:

- 8.1 Development Data March 2024;
- 8.2 Building Projects Monthly Update for March/April;
- 8.3 Active Resolutions;
- 8.4 Investments as at 31 March 2024;
- 8.5 Tourism and promotions report – March 2024;
- 8.6 FY23/24 Urban Works Monthly Update March;
- 8.7 FY23/24 Utilities Monthly Update March;
- 8.8 FY23/24 Roadworks Monthly Update March.

CARRIED

9 DECISION REPORTS

9.1 GENERAL MANAGER

Nil

9.2 CORPORATE AND COMMUNITY SERVICES

9.2.1 POLICY REVIEW - RELATED PARTIES DISCLOSURE

RESOLUTION 2024/64

Moved: Cr Peter Harris

Seconded: Cr Robyn Turner

That:

- 1. The Director Corporate & Community Services' Report No R24/68 be received and noted.
- 2. The Related Parties Disclosure Policy v3 be adopted as presented.

CARRIED

9.2.2 COMMUNITY DONATION AND EVENT SUPPORT PROGRAM**RESOLUTION 2024/65**

Moved: Cr Peter Harris

Seconded: Cr Melissa Blewitt

That:

1. The Director of Corporate and Community Services Report R24/100 be received and noted

CARRIED

RESOLUTION 2024/66

Moved: Cr Melissa Blewitt

Seconded: Deputy Mayor John Medcalf

That:

2. Council provide a \$500 sponsorship for the Lake Cargelligo Tigers Australia Football & Netball Club Speed Shear event. This sponsorship is to be funded from the Annual Budget for General Donations - Elected Members and is conditional on the event proceeding.

CARRIED

RESOLUTION 2024/67

Moved: Cr Peter Harris

Seconded: Cr Megan Mortimer

That:

3. Council provide a financial donation of \$100 to the RSL Life Care William Beech Gardens for their Cancer Council Australia's Biggest Morning Tea. This donation is to be funded from the Annual Budget for General Donations - Elected Members and is conditional on the event proceeding.
4. Council provide a financial donation of \$100 directly to the Cancer Council. This donation is to be funded from the Annual Budget for General Donations Elected Members

CARRIED

9.3 ENVIRONMENT AND PLANNING

9.3.1 LACHLAN HOUSING STRATEGY

RESOLUTION 2024/68

Moved: Cr Peter Harris

Seconded: Deputy Mayor John Medcalf

That:

1. The Director of Environment, Tourism and Economic Development Report No. R24/72 be received and noted.
2. Council endorse the adoption of the Lachlan Housing Strategy (as presented) and
3. Authorise completion of the necessary arrangements to finalise and implement the strategy.

CARRIED

9.4 INFRASTRUCTURE SERVICES

9.4.1 ROAD MAINTENANCE COUNCIL CONTRACT

RESOLUTION 2024/69

Moved: Cr Peter Harris

Seconded: Deputy Mayor John Medcalf

That:

1. The Director of Infrastructure Services Report No. R24/93 be received and noted.
2. Council formally write to Transport for New South Wales to advise: -
 - (a) Given the current 2022 flood recovery priorities, Lachlan Shire Council is unable to sufficiently resource the new R2 Category Pre-qualification requirements of the Road Maintenance Council Contract.
 - (b) Lachlan Shire Council understands that this will terminate the current Roads Maintenance Council Contract and Council will work with TfNSW to terminate this at the end of this current financial year.
 - (c) Once the current 2022 flood recovery work is completed, Lachlan Shire Council would like the opportunity to revisit the R2 category Pre-qualification with TfNSW and reconsider the viability of obtaining this pre-qualification for the routine maintenance of 25km of Henry Parkes Way.

CARRIED

9.4.2 PART ROAD CLOSURE - LACHLAN VALLEY WAY, FAIRHOLME**RESOLUTION 2024/70**

Moved: Cr Peter Harris

Seconded: Cr Megan Mortimer

That:

1. The Director Infrastructure Services Report No. R24/102 be received and all feedback from the consultation be noted.
2. Council resolve to close that part of MR 377 Lachlan Valley Way, Fairholme, as identified in the report.
3. Council authorise the Mayor and General Manager to execute the necessary documents and affix the Council seal.

CARRIED

10 DEPUTATIONS

Nil.

11 NOTICES OF MOTION**11.1 NOTICE OF MOTION - GOANNA MANOR**

A alternate motion was moved by **Cr Medcalf** and seconded by **Cr Rees** that:

1. The Notice of Motion – Goanna Manor be deferred until the next meeting of Council scheduled to be held on 15 May 2024.

The alternate motion was put to a vote and the vote was **WON**.

The alternate motion became the motion and was **CARRIED**.

RESOLUTION 2024/71

Moved: Cr Peter Harris

Seconded: Deputy Mayor John Medcalf

That:

Council agree that the Notice of Motion – Goanna Manor be deferred until the next meeting of Council scheduled to be held on 15 May 2024.

CARRIED

12 NOTICES OF RESCISSION

Nil

13 DELEGATES REPORT

Nil

14 CORRESPONDENCE

14.1 CORRESPONDENCE

RESOLUTION 2024/72

Moved: Cr Melissa Rees

Seconded: Cr Robyn Turner

That:

1. The Correspondence Report No. R24/78 be received and noted.

CARRIED

15 QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN

Nil

16 PETITIONS

Nil

17 CLOSED SESSION**RESOLUTION 2024/73**

Moved: Cr Megan Mortimer

Seconded: Cr Peter Harris

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 10A(2) of the Local Government Act 1993:

17.1 Tender Assessment - Plant Hire

This matter is considered to be confidential under Section 10A(2)di of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

17.2 Supply and delivery of one new articulated Motor Grader.

This matter is considered to be confidential under Section 10A(2)di of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

17.3 Tender Assessment - Kiacatoo Road flood restoration work

This matter is considered to be confidential under Section 10A(2)dii of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information that would, if disclosed, confer a commercial advantage on a competitor of the council.

17.4 Supply and Delivery of one new Street Sweeper.

This matter is considered to be confidential under Section 10A(2)di of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

CARRIED

RESOLUTION 2024/74

Moved: Deputy Mayor John Medcalf

Seconded: Cr Peter Harris

That Council moves out of Closed Council into Open Council

CARRIED

17.1 TENDER ASSESSMENT - PLANT HIRE**RESOLUTION 2024/75**

Moved: Deputy Mayor John Medcalf

Seconded: Cr Robyn Turner

That:

1. The Director Infrastructure Services Report R24/84 be received and noted.
2. Tendered rates for the plant and equipment term panel contract be accepted for all tenders received (including late tenders), subject to all insurance and registration information being provided.
3. The General Manager be authorised to execute the contract documentation

CARRIED

17.2 SUPPLY AND DELIVERY OF ONE NEW ARTICULATED MOTOR GRADER.**RESOLUTION 2024/76**

Moved: Deputy Mayor John Medcalf

Seconded: Cr Melissa Rees

That:

1. The Director Infrastructure Services Report R24/85 be received and noted
2. The offer from Westrac Pty Ltd for the supply of one new Caterpillar 150 articulated Motor Grader and their trade offer for plant no. 6014 (Caterpillar 140M) articulated Motor Grader be accepted.

CARRIED

17.3 TENDER ASSESSMENT - KIACATOO ROAD FLOOD RESTORATION WORK**RESOLUTION 2024/77**

Moved: Cr Melissa Blewitt

Seconded: Cr Peter Harris

That:

1. The Director Infrastructure Services Report No R24/87 be received and noted.
2. Council award a contract to Country Wide Asphalt Pty Ltd for T2024/03 – Flood Restoration Work – Kiacatoo Road (MR 7521).
3. The Mayor and General Manager be authorised to sign the contract documents and affix the Council seal if required.

CARRIED

17.4 SUPPLY AND DELIVERY OF ONE NEW STREET SWEEPER.**RESOLUTION 2024/78**

Moved: Cr Peter Harris

Seconded: Cr Megan Mortimer

That:

1. The Director Infrastructure Services Report R24/101 be received and noted
2. The offer from Rosmech for the supply of one new Rosmech Merlin/Hino FG1628 and their trade offer for fleet no. 7027 (Option 1) be accepted.

CARRIED

18. SALE OF LAND FOR UNPAID RATES**RESOLUTION 2024/79**

Moved: Cr Megan Mortimer

Seconded: Cr Peter Harris

That:

1. The General Manager be delegated authority to negotiate the sale of Lot 5 DP752102.
2. A further report be submitted to Council on the outcome of the negotiations.

CARRIED

The Meeting closed at 3:41.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 15 May 2024.

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CHAIRPERSON